

**ITEL**

Edward P. Schneider  
Vice President and Treasurer

RECORDATION NO. *21588 A* Filed 1425

JUN 22 1979 - 12 55 PM

INTERSTATE COMMERCE COMMISSION **Transportation Services Group**

Two Embarcadero Center  
San Francisco, California 94111  
(415) 955-0266  
Cable ITELCONT  
Telex domestic 340867  
international 278559  
470332

June 19, 1979

JUN 22 1979

The Acting Secretary  
Interstate Commerce Commission  
Washington, D. C. 20423

Dear Sir:

Will you please record, as provided in 49 U.S.C. § 11303, the Release and Assignment dated as of May 31, 1979, releasing and assigning certain rights under a Conditional Sale Agreement dated as of April 13, 1979, between the parties set forth below. Six counterpart originals of the document are enclosed with this letter of transmittal, along with a check which includes the \$10 filing fee for this document.

The information required for such recordation by order of the Interstate Commerce Commission is as follows:

The names and addresses of the parties to the transaction:

Vendor	-	FMC Corporation Marine & Rail Equipment Division 4700 Northwest Front Avenue Portland, Oregon 97208
Purchaser	-	ITEL Corporation Two Embarcadero Center San Francisco, California 94111

Description of the Equipment:

<u>No. of Units</u>	<u>Road Numbers</u>	<u>Description</u>	<u>A.A.R. Mechanical Designation</u>
50	BH 25101-25150	50'6", 70-ton	XM

RECEIVED  
JUN 22 12 40 PM '79  
FEE OPERATION BR.  
I.C.C.



## Transportation Services Group

The Conditional Sale Agreement dated as of April 13, 1979, was filed with the Interstate Commerce Commission at 2:25 PM on April 16, 1979, and assigned recordation number 10288.

Five counterpart originals of the document being recorded should be stamped and returned to the person delivering this letter.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Edward P. Schneider". The signature is fluid and cursive, written over the typed name.

Edward P. Schneider  
Vice President, Treasurer  
Itel Corporation,  
Transportation Services Group

EPS:ma  
Enclosures

RELEASE AND ASSIGNMENT

RECORDATION NO. 10288-A Filed 1425

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INTERSTATE COMMERCE COMMISSION

In consideration of \$1,906,787.00 and other valuable consideration, FMC Corporation, a Delaware corporation (the "Builder"), the Builder under a Conditional Sale Agreement dated as of April 13, 1979 (the "Conditional Sale Agreement") with Itel Corporation, Rail Division, a Delaware corporation ("Itel") recorded on April 16, 1979 with the Interstate Commerce Commission as recordation #10288, hereby releases and discharges Itel from any and all liability or other obligation which Itel may have under the Conditional Sale Agreement. Further, the Builder hereby assigns to Itel all of the Builder's right, title and interest in and to 50 general service boxcars, number BH 25101 through and including BH 25150, which cars are covered by the Conditional Sale Agreement.

Dated: May 31, 1979

FMC CORPORATION

by William R. Galbraith  
William R. Galbraith  
Division Vice President-Sales

(Corporate Seal)

ATTEST:

Alvin G. Galt  
Assistant Secretary

STATE OF OREGON  
COUNTY OF MULTNOMAH SS:

On May 31, 1979, before me personally appeared William R. Galbraith, to me personally known, who being by me duly sworn, says that he is the Division Vice President of FMC Corporation Marine and Rail Equipment Division, that the seal affixed to the foregoing instrument is the corporate seal of that corporation, that said instrument was signed and sealed on behalf of that corporation by authority of its Board of Directors, and he acknowledged that the execution of that instrument was the free act and deed of that corporation.

Barbara L. Masson  
Notary Public  
My Commission Expires March 20, 1982